

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
SOUTHWESTERN DIVISION

TRI-STATE HDWE. INC.,)
vs. Plaintiff,) Case No. 06-5020-CV-SW-FJG
JOHN DEERE COMPANY,)
A Division of Deere & Company,)
Defendant.)

PLAINTIFF'S NOTICE OF 30(B)(6) DEPOSITION TO DEFENDANT

Please take notice that under Fed.R.Civ.R. 30(b)(6), plaintiff Tri-State Hardware, Inc. will take the deposition of defendant John Deere Company through one or more of its officers, directors, or managing agents, or other person(s) who consent to testify on its behalf, with respect to each of the subject matters listed below.

The deposition(s) will be by oral examination and videotaped before a Notary Public or other officer authorized by law to administer oaths. This testimony will be recorded by John M. Bowen & Associates. The deposition(s) shall be held beginning at 1:00 P.M. on Monday, August 27, 2007 at the offices of Lathrop & Gage, 2345 Grand, Suite 2800, Kansas City, Missouri, or at such other time and place as may be agreed upon by counsel. The deposition(s) will continue from day to day, excluding weekends and federal holidays, until completed.

BLANCHARD, ROBERTSON, MITCHELL & CARTER, P.C.

BY: /S/ RON MITCHELL
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Copy hereof faxed and mailed on
August 6, 2007, to:

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/s/ Ron Mitchell